

[illegible]

Petitioner's application to proceed *in forma pauperis* (ECF #5) is granted. The habeas petition shall be filed and docketed, and it shall be served upon the respondents.

IT IS THEREFORE ORDERED that petitioner's application to proceed *in forma pauperis* (ECF #5) is **GRANTED**.

1 **IT IS FURTHER ORDERED** that the Clerk shall **FILE** and **ELECTRONICALLY**
2 **SERVE** the petition (ECF #1-1) on the respondents.

3 **IT IS FURTHER ORDERED** that respondents shall have **forty-five (45)** days from
4 entry of this order within which to answer, or otherwise respond to, the petition. In their answer or other
5 response, respondents shall address any claims presented by petitioner in his petition as well as any
6 claims presented by petitioner in any Statement of Additional Claims. Respondents shall raise all
7 potential affirmative defenses in the initial responsive pleading, including lack of exhaustion and
8 procedural default. **Successive motions to dismiss will not be entertained.** If an answer is filed,
9 respondents shall comply with the requirements of Rule 5 of the Rules Governing Proceedings in the
10 United States District Courts under 28 U.S.C. §2254. If an answer is filed, petitioner shall have **forty-**
11 **five (45) days** from the date of service of the answer to file a reply.

12 **IT IS FURTHER ORDERED** that, henceforth, petitioner shall serve upon the Attorney
13 General of the State of Nevada a copy of every pleading, motion, or other document he submits for
14 consideration by the court. Petitioner shall include with the original paper submitted for filing a
15 certificate stating the date that a true and correct copy of the document was mailed to the Attorney
16 General. The court may disregard any paper that does not include a certificate of service. After
17 respondents appear in this action, petitioner shall make such service upon the particular Deputy Attorney
18 General assigned to the case.

19 **IT IS FURTHER ORDERED** that any state court record exhibits filed by respondents
20 herein shall be filed with a separate index of exhibits identifying the exhibits by number or letter. The
21 CM/ECF attachments that are filed further shall be identified by the number or numbers (or letter or
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1 letters) of the exhibits in the attachment. The hard copy of any additional state court record exhibits
2 shall be forwarded – for this case – to the staff attorneys in Reno.

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4 DATED this 22nd day of December 2011.

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7 UNITED STATES DISTRICT JUDGE
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